

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

Paper No. 19

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte RODNEY D. MORGAN

Appeal No. 2002-0103
Application 09/137,719

ORDER DISMISSING APPEAL

Before STONER, Chief Administrative Patent Judge, HARKCOM, Vice Chief Administrative Patent Judge, and WILLIAM F. SMITH, Administrative Patent Judge.

PER CURIAM.

On August 24, 2000, applicant filed a Notice of Appeal (Paper No. 9). On December 24, 2001, applicant filed a communication requesting a withdrawal of this appeal in view of a Request for Continued Examination (RCE) (Paper No. 18) of the present application.

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Accordingly, it is

ORDERED that the appeal filed August 24, 2000 (Paper No. 9)
is dismissed.

The application is being returned to the examiner for
further action as may be appropriate.

DISMISSED

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| BRUCE H. STONER, JR., Chief |) | |
| Administrative Patent Judge |) | |
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| |) | BOARD OF PATENT |
| GARY V. HARKCOM, Vice Chief |) | APPEALS AND |
| Administrative Patent Judge |) | INTERFERENCES |
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| |) | |
| WILLIAM F. SMITH |) | |
| Administrative Patent Judge |) | |

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